THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 6950 of 2007

Dated: 05.04.2007

Between:

P. Rama Mohan Reddy.

.... PETITIONER

AND

A.P.S.R.T.C., rep. by its
Chairman and Managing Director,
RTC 'X' Roads, Hyderabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 6950 of 2007

Order:

This writ petition is filed seeking to declare the action of the respondents in not accepting the hand written SSC marks memo and date of birth certificate of the petitioner issued by the Board of Secondary Education, Hyderabad, and the Commissioner for Government Examinations, Hyderabad, and not appointing the petitioner in the post of Conductor on contract basis, as illegal and arbitrary, and consequently to direct the respondents to receive the same and appoint the petitioner in the post of Conductor on contract basis.

The case of the petitioner, in brief, is that in pursuance of the notification issued by the respondents-Corporation, he applied for the post of Conductor on contract basis. The respondents-Corporation issued a call letter directing the petitioner to appear before the 2nd respondent-Regional Manager, Ananthapur, on 22.03.2007, along with all original certificates in proof of his age and educational qualifications. Since the original S.S.C. certificate was misplaced, the petitioner produced a xerox copy of the same, duly attested by the Head Master of the Z.P. High School, Timmampally, Yellanoor Mandal, Ananthapur District, before the

2nd respondent on 22.03.2007 and promised to get the computer printed marks sheet of S.S.C. Certificate as soon as possible. But, as the 2nd respondent refused to consider the candidature of the petitioner without the original SSC Certificate in computer printed format, immediately the petitioner approached the Board of Secondary Education, Hyderabad, and as the authorities of the Board of Secondary Education, Hyderabad

informed the petitioner that it would take about four weeks time to issue the computer printed format marks certificate, he obtained the hand written copy of SSC marks sheet from the Board of Secondary Education, and date of birth certificate from the office of the Commissioner for Government Examinations, Hyderabad, and produced the same before the 2nd respondent. In spite of that, the 2nd respondent refused to receive the same and insisting for production of computer printed format of SSC marks memo issued by the Board of Secondary Education. Hence, he filed the present writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents-APSRTC.

A perusal of the material produced before this Court would clearly indicates that the petitioner appeared for the SSC examination held in March, 1988 and passed the same in first division, and accordingly a certificate was issued to him. It is not in dispute that as the original SSC Certificate was misplaced, the petitioner, at the time of interview for the post of Conductor on contract basis, has produced xerox copy of SSC certificate, duly attested by the Head Master, Z.P. High School, Timmampally, Yellanoor Mandal, Ananthapur District, before the 2nd respondent, and as the 2nd respondent refused to receive the same, the petitioner approached the Board of Secondary Education, Hyderabad, and obtained the hand written copy of SSC marks sheet from the Board of Secondary Education, and date of birth certificate from the office of the Commissioner for Government Examinations, Hyderabad, and produced the same before the 2nd respondent, but the 2nd respondent is not accepting the same and insisting for production of computer printed format of SSC marks memo. According to the petitioner, it would take about four weeks time to obtain and produce the computer printed format marks certificate. In that view of the matter, instead of keeping the writ petition pending, I deem it appropriate to dispose of the same with the following directions:

The respondents-Corporation are directed to consider the case of the petitioner for the post of Conductor on contract basis on the strength and basis of the certificates produced by him for the present, and in case the petitioner is selected for the said post, the respondents shall allow the petitioner to work subject to condition of his producing the computer printed format of SSC marks memo from the Board of Secondary Education, Hyderabad, within a period of six weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

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N.V. RAMANA, J.

Date: 05.04.2007
Note:
Issue CC on priority basis
(B/O)
Nsr